

THE KARNATAKA PUBLIC PREMISES (EVICTION OF UNAUTHORISED OCCUPANTS (AMENDMENT) BILL, 1981

Motion to Consider

SRI MALLIKARJUN M. KHARGE (Minister for Revenue).— Sir, I beg to move ;

“That the Karnataka Public Premises (Eviction of Unauthorised occupants) (Amendment) Bill, 1981 be taken into consideration,”

The question was proposed

SRI MALLIKARJUN M. KHARGE.— Sir, this is a very simple amendment. The Tungabhadra Board is jointly owned by the States of Karnataka and Andhra Pradesh. This was done to enable the Tungabhadra Board authorities to take quick action against the unauthorised Occupants of the properties belonging to the Board. Otherwise, they would be forced to go before the Civil Court which will take unnecessarily long time.

In the meanwhile, the Wakf Board also has sent up a proposal to include the ‘Wakf Properties’ under the definition of the ‘Public Premises’ under the above said Act, so that unauthorised occupants therein could be evicted easily. Now the amendment proposes to include under the definition of the ‘Public Premises’ both the properties owned by the Tungabhadra Board as well as the Wakf Board. Therefore, this Bill may be passed.

SRI H. GANGADHARAN.— The Wakf Board and the Tungabhadra Board have got the character of a Management Trust. The amendment is to include these Boards under the definition ‘Public Premises’ in clause (e) of Section 2. Why not the Hon’ble Minister include the Public and Religious Trusts also, because the properties belonging to these trusts are intended for public purposes. If there is any dispute the trusts have to go to Court of Law and difficulty will arise. When the Wakf Board is going to be included which is also a trust managing the properties belonging to the Muslim Community meant for public purpose, similarly why not the Trusts created by the public for religious and other good purposes be included? For example, a Community creates a public trust for the benefit of an educational institution or for a temple, etc., the properties devoted to such trusts are unauthorisedly occupied. If all these trusts are included, the Minister would be helping a public cause. Therefore, those public trusts must also be included.

SRI MALLIKARJUN M. KHARGE.— We will examine that. But this may be passed now.

CHAIRMAN.—I will put the motion to the vote of the House. The question is ;

“that the Karnataka Public Premises (eviction of Un-authorised occupants) (Amendment) Bill, 1981 be taken into consideration.”

The motion was adopted

CLAUSE 2 to 4

CHAIRMAN.— I will now take up Clause by Clause consideration. There are no amendments.

The question is :

“that Clause 2 to 4 (both inclusive) do stand part of the Bill.”

The Motion was adopted

[Clauses 2 to 4 were added to the Bill.]

CLAUSE 1 et

CHAIRMAN.— The question is :

“that Clause 1, the Long Title, the Preamble and the enacting formula do stand part of the Bill.”

The Motion was adopted

[Clause 1, the Long Title, the Preamble and the enacting formula were added to the Bill.]

Motion to Pass

SRI MALLIKARJUN M. KHARGE (Minister for Revenue).— Sir, I move :

“that the Karnataka Public Premises (Eviction of un-authorised Occupants) (Amendment) Bill, 1981 be passed.”

CHAIRMAN.— The question is :

“that the Karnataka Public Premises (Eviction of Un-authorised Occupants) (Amendment) Bill, 1981 be passed.”

The Motion was adopted and the Bill was passed